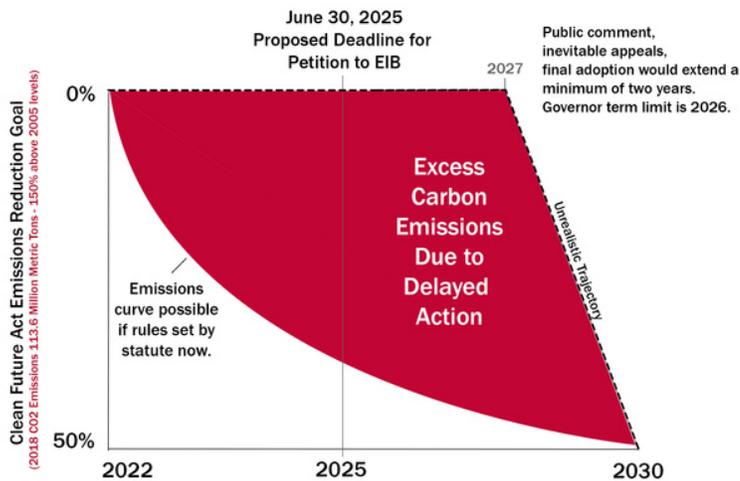


JUSTICE DELAYED IS JUSTICE DENIED

THE CLEAN FUTURE ACT DOESN'T REQUIRE EMISSIONS REDUCTIONS UNTIL ITS TOO LATE - WE NEED REDUCTIONS NOW!



While the goals set in the Clean Future Act are in alignment with IPCC emissions guidelines - **the devil is in the timeline.**

We cannot afford to begin the process of rulemaking in 2025 and expect to achieve any meaningful reductions by 2030. We need statutory emissions reduction mandates THIS YEAR - in order to begin the critical work necessary to achieve 50% reductions by 2030.

New Mexico cannot claim to be doing our part to reduce global emissions while INCREASING extraction.

Downstream emissions from oil and gas produced and exported from the Permian could account for as much as 10% of the remaining GLOBAL emissions budget. Yet these emissions remain unmentioned and unmitigated in this bill. The climate crisis will not respect New Mexico borders. Drought, wildfires and extreme heat caused by combustion of the oil and gas we export will impact our water, land and people as profoundly as our own direct emissions. **Meaningful climate action requires that we act immediately to reduce drilling and fracking now.**



- On p. 7. Section 6 B the proposed bill states that the environment department shall petition the environmental improvement board to promulgate rules to reduce greenhouse gas emissions from sources subject to the Air Quality Control Act no later than June 30, 2025. That is the date when the petition gets filed. It takes a minimum of two years to hold hearings on the petition, resolve inevitable appeals from industry and institute enforcement mechanisms.
- The Clean Future Act has no enforcement provisions and creates no plan beyond setting emissions goals. The state could absolutely set definitive rules now - it did very specifically in the ETA (everything from specific amounts for undepreciated investments of \$375m to... EIB SHALL "limit carbon dioxide emissions to no more than one thousand one hundred pounds per megawatt-hour on and after January 1, 2023 for a new or existing source...." (74-2-5)).
- The reporting provisions in the Clean Future Act could be instituted by administrative action NOW. No legislation required. There are no penalties for non-reporting or failure to accomplish what's in the report because... no rules!
- The bill sets up a "climate" fund but no appropriations are made and there are no specifics about what the fund is supposed to do except "administering and enforcing the greenhouse gas emissions rules." Like the regulatory scheme that funds OCD oversight of spills through fees and penalties charged to the O&G industry, the funding mechanism represents a conflict of interest, leaving an agency dependent on industry money to fund industry oversight.
- **Dangerously, the bill also facilitates the creation of a new offset scheme, allowing industry to delay and deflect under the cover of accounting gimmicks while actual emissions continue to rise.**